



UNITED STATES
CIVILIAN BOARD OF CONTRACT APPEALS

DISMISSED FOR LACK OF JURISDICTION: August 25, 2009

CBCA 1634

JON S. WALDRUP,

Appellant,

v.

DEPARTMENT OF AGRICULTURE,

Respondent.

Jon S. Waldrup, pro se, Sagle, ID.

Kenneth S. Capps, Office of the General Counsel, Department of Agriculture, Denver, CO, counsel for Respondent.

Before Board Judges **SOMERS**, **POLLACK**, and **GOODMAN**.

GOODMAN, Board Judge.

The Board docketed an appeal from a letter from a contracting officer dated June 26, 2009, that appellant asserted was an appealable contracting officer's final decision. The Board raised the jurisdictional issue in its initial docketing order and government counsel has advised the Board that after this appeal was docketed, appellant filed a monetary claim on July 10, 2009, and a contracting officer's final decision will be issued in the near future. This appeal therefore predated the submission of the claim and any final decision to be issued in response to the claim.

Accordingly, this appeal is **DISMISSED FOR LACK OF JURISDICTION.**

ALLAN H. GOODMAN
Board Judge

We concur:

JERI K. SOMERS
Board Judge

HOWARD A. POLLACK
Board Judge